



General Assembly

January Session, 2003

Raised Bill No. 6216

LCO No. 2574

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

***AN ACT REQUIRING RECIPIENTS OF STATE FINANCIAL
ASSISTANCE TO SIGN NEUTRALITY AGREEMENTS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2003*) (a) For purposes of this
2 section:

3 (1) "Neutrality agreement" means an agreement signed by the state
4 or any of its agencies and a nonprofit organization receiving financial
5 assistance from the state or any of its agencies, which prohibits the
6 nonprofit organization, for a period of two years following the receipt
7 of such financial assistance, from: (A) Interfering in labor organizing
8 and education campaigns, (B) interfering with or participating in, the
9 activities of labor organizations, (C) discriminating in hiring based on
10 past labor organizing activity or to encourage or discourage
11 membership in a labor organization, (D) persuading employees to
12 support or oppose labor organizing activity, (E) harassing employees
13 engaged in labor organizing activity, (F) preparing and distributing
14 materials that advocate for or against labor organizing, and (G) hiring
15 or consulting legal counsel or other consultants to advise the nonprofit
16 organization on how to assist, promote or deter labor organizing or

17 how to impede a labor organization that represents the nonprofit
18 organization's employees from fulfilling its representational
19 responsibilities;

20 (2) "Financial assistance" includes, but is not limited to, all forms of
21 loans, grants, guarantees and tax abatements;

22 (3) "Labor organization" means any organization that exists for the
23 purpose, in whole or in part, of collective bargaining or of dealing with
24 employers concerning grievances, terms or conditions of employment,
25 or of other mutual aid or protection in connection with employment;
26 and

27 (4) "Nonprofit organization" means any organization that is exempt
28 from taxation under Section 501(c)(3) of the Internal Revenue Code of
29 1986, or any subsequent corresponding internal revenue code of the
30 United States, as from time to time amended.

31 (b) The state and any agency of the state that provides direct or
32 indirect financial assistance to a nonprofit organization on and after
33 October 1, 2003, shall require, as a condition to receiving financial
34 assistance, that the nonprofit organization sign a neutrality agreement.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>

Statement of Purpose:

To require each nonprofit organization that receives financial assistance from the state to sign a neutrality agreement.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]